

Calendar No. 585

110TH CONGRESS
2D SESSION

S. 2146

[Report No. 110-266]

To authorize the Administrator of the Environmental Protection Agency to accept, as part of a settlement, diesel emission reduction Supplemental Environmental Projects, and for other purposes.

IN THE SENATE OF THE UNITED STATES

OCTOBER 4, 2007

Mr. CARPER (for himself, Mr. VOINOVICH, Mrs. CLINTON, Mr. INHOFE, Mr. ALEXANDER, and Mr. CARDIN) introduced the following bill; which was read twice and referred to the Committee on Environment and Public Works

FEBRUARY 28, 2008

Reported by Mrs. BOXER, without amendment

A BILL

To authorize the Administrator of the Environmental Protection Agency to accept, as part of a settlement, diesel emission reduction Supplemental Environmental Projects, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. EPA AUTHORITY TO ACCEPT DIESEL EMIS-**
2 **SIONS REDUCTION SUPPLEMENTAL ENVI-**
3 **RONMENTAL PROJECTS.**

4 The Administrator of the Environmental Protection
5 Agency (hereinafter, the “Agency”) may accept (notwith-
6 standing sections 3302 and 1301 of title 31, United States
7 Code) diesel emissions reduction Supplemental Environ-
8 mental Projects if the projects, as part of a settlement
9 of any alleged violations of environmental law—

- 10 (1) protect human health or the environment;
11 (2) are related to the underlying alleged viola-
12 tions;
13 (3) do not constitute activities that the defend-
14 ant would otherwise be legally required to perform;
15 and
16 (4) do not provide funds for the staff of the
17 Agency or for contractors to carry out the Agency’s
18 internal operations.

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